

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

AMERICAN BANK & TRUST OF)	
SOUTH DAKOTA,)	
)	
Petitioner,)	
)	
v.)	1:04CV964
)	
LISA HAGER,)	
)	
Respondent.)	

ORDER AND JUDGMENT

OSTEEN, District Judge

For the reasons set forth in the memorandum opinion entered contemporaneously herewith,

IT IS ORDERED that Respondent's Motion to Dismiss [5] is GRANTED. Petitioner's Petition for Declaratory Judgment, Order Directing Arbitration, and Injunctive Relief [1] is dismissed.

This the 16th day of February 2006.


United States District Judge